CF 1004 (4)

IN THE HIGH COURT OF JUDICATURE AT BILASPUR, CHHATTISGARH

Writ Petition No. 943 of 2004

PETITIONER:

P. R. No. 983/04
Presented by Shri Samir Bahar
dated 25.03.04

Dr. A.K. Jha,
S/o Shri B.D. Jha,
Aged about 47 years,
Block Medical Officer,
Community Health Centre,
Kota,
District: Bilaspur (C.G.)

- Versus -

RESPONDENT:

1. **State of Chhattisgarh,**
Through Secretary,
Department of Health and Family Welfare,
Mantralaya,
D.K.S. Building,
Raipur (C.G.).

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29/3/04
Clerk to A.G. Bilaspur

2. **The Director,**
Department of Health,
Chhattisgarh,
Raipur (C.G.)

3. **The District Collector,**
District: Bilaspur (C.G.)

WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

(39)

आदेश पत्रक

मामला क्रमांक W.P.No. 943/2004 सन् 200

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	6-4-2004 Shri R.S. Patel, Counsel for the petitioner. Shri Akhil Agrawal, Panel Lawyer for the State on advance copy. Heard. This petition has been filed against the order of transfer of the petitioner. It is submitted that in the order it has been shown that he is transferred on his own request though the petitioner has never requested for his transfer. He submitted that because of the impugned order, the petitioner is deprived of the allowances and he has to go on his own expenses. Learned counsel for the petitioner submits that for the present the petitioner may be given an opportunity of filing the detailed representation before the competent authority of the respondents, which should examine and consider the question whether there is any document on the basis on which transfer on his own request has been made. Having considered the facts and circumstances of the case, in the opinion of this Court ends of justice will be served if a direction is given to the petitioner to make a detailed representation along with copy of the petition and this order, raising the grievance before the competent authority within 15 days and on such representation being filed, the competent authority will consider and decide the same as early as possible preferably within a period of two months from the date of receipt of representation. The authority would re-examine and deal the question whether transfer has been made on request and if so whether any such request was made. It is made clear that if any grievance still remains, the petition may avail the remedy available under law. Subject to what has been stated above, this petition is disposed of at this stage. Consequently M.W.P. No. 850/2004 and I.A. No. 2083/04 stand disposed of. Certified copy as per rules. Pathak Sd/- Fakhruddin Judge	

पीछे देखिये